



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2011 Biennium

Bill #	HB0552	Title:	Regulate location of sexual offenders at prerelease centers
Primary Sponsor:	Mehlhoff, Robert	Status:	As Introduced

- | | | |
|-----------------------------------------------------------|------------------------------------------------------------------|----------------------------------------------------------|
| <input type="checkbox"/> Significant Local Gov Impact | <input checked="" type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
Expenditures:				
General Fund	\$532,420	\$813,513	\$1,344,479	\$1,875,444
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	<u>(\$532,420)</u>	<u>(\$813,513)</u>	<u>(\$1,344,479)</u>	<u>(\$1,875,444)</u>

Description of fiscal impact:

This bill would restrict the Department of Corrections' ability to place sex offenders in prerelease centers which would cause longer stays in prison. This would have a negative impact on the general fund.

FISCAL ANALYSIS

Assumptions:

Department of Corrections

1. Prereleases (PRCs) would have to obtain approval from the county commissioners of the county in which the PRC is located in order to accept any sex offenders. This would result in sex offenders being placed at a secure facility instead of a PRC.
2. The average cost for a male offender at a PRC is \$54.67 per day. The current cost per day for the Montana State Prison is \$91.97 for an increase in cost of \$37.30 per day if sex offenders at a PRC are placed in prison.
3. In FY 2008, there were 39 sex offenders in PRCs. Since this bill is retroactive, offenders currently in PRCs will be placed in prison. The average length of stay in prison for a sex offender is 4.75 years. Fiscal impact results from 39 offenders entering prison in July, because the bill is retroactive, at the additional cost of \$37.30 per offender per day for a cost of \$532,420 in FY 2010. Another 39 offenders,

compiling to 78, would enter prison at a staggered rate at \$37.30 per day for a total of \$813,513 in FY 2011, an additional 39 offenders (117) at a staggered rate for a total of \$1,344,479 in FY 2012, and another 39 offenders (156) for a total of \$1,875,444 in FY 2013.

4. This fiscal note assumes that neither county that currently has a prerelease that houses sex offenders will allow them upon passage of this bill. If this is not the case, then the costs provided in this bill could be reduced by half if one county allowed them and eliminated if both counties allowed sex offenders.

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
<u>Fiscal Impact:</u>				
Department of Corrections				
<u>Expenditures:</u>				
Operating Expenses	\$532,420	\$813,513	\$1,344,479	\$1,875,444
<u>Funding of Expenditures:</u>				
General Fund (01)	\$532,420	\$813,513	\$1,344,479	\$1,875,444
<u>Revenues:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	(\$532,420)	(\$813,513)	(\$1,344,479)	(\$1,875,444)

Sponsor's Initials

Date

Budget Director's Initials

Date